

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**September 2, 1999**

## DIVISION ONE

B121940      Crawford  
v.  
Wells Fargo Bank

Filed order denying petition for rehearing.

B127224 People (Not for Publication)  
v.  
Raul S.

The order of wardship is affirmed.

Masterson, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

B126345 People (Not for Publication)  
v.  
Gamble

We reverse appellant's conviction for child abuse (Pen. Code, § 273a, subd. (a)) and direct the trial court to dismiss the child abuse charge. In all other respects, we affirm the judgment.

Masterson, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

## DIVISION ONE (Continued)

B132930          Sheila S.                                (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition is denied.

Masterson, J.

We concur: Spencer, P.J.  
Ortega, J.

B120636 People (Not for Publication)  
v.  
Carrillo

The judgment is affirmed. The matter is remanded to the trial court to clarify the amount of the restitution fine and to impose and suspend a parole revocation fine in the same amount. (Pen. Code, §§ 1202.4, subd. (b); 1202.45.)

Masterson, J.

We concur: Spencer, P.J.  
Ortega, J.

DIVISION THREE

B123536 People (Not for Publication)  
v.  
Evans

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Croskey, J.

### DIVISION THREE (Continued)

B119469 People v. Bryant (Not for Publication)

The judgment is modified to reflect a suspended parole revocation fine in the amount of \$1,000 (Pen. Code, 1202.45), and county and state penalty assessments applicable to the criminal laboratory analysis fees in the respective amounts of \$100 and \$70 (Pen. Code, 1464; Gov. Code, 76000). The abstract of judgment shall be corrected to reflect the two \$50 criminal laboratory analysis fees imposed by the trial court. The clerk of the superior court is ordered to prepare an amended abstract of judgment as set forth in this opinion and to forward a corrected copy to the Department of Corrections. In all other respects, the judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Croskey, J.

## DIVISION FOUR

B126471 People (Not for Publication)  
v.  
Hernandez

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
Curry, J.

## September 2, 1999-Continued

## DIVISION FOUR (Continued)

B127624 People (Not for Publication)  
v.  
Clark

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Hastings, J.

DIVISION FIVE

Court convened at 8:00 A.M.

Present: Turner, P.J., Grignon, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B124400	People v. Jorge Granillo
B126451	People v. Julian Niebla
B130938	People v. William C.
B119287	Unitek Structural Services v. Weiner et al.
B130421	D.C.F.S. v. Catherine P.
B132628	German T. v. S.C.L.A. (D.C.F.S.)
B114609	Williams v. Boyd
B132270	Irma L. v. S.C.L.A. (D.C.F.S.)

B133943      Robert M. Orozco et al.  
v.  
Superior Court, Los Angeles County  
(Exxon Corporation et al., r.p.i.)

Merits:

Argued by Thomas V. Girardi and James B. Kropff for petitioners and by Ellis J. Horvitz and Dennis C. Brown for real parties in interests. Cause submitted.

DIVISION FIVE (Continued)

B128264      State of Arizona ex rel. Corbin  
                 v.  
                 James P. Tiberio et al.

Merits:

Argued by Nolan E. Clark for appellants and by David Dir, assistant attorney general for respondent. Cause submitted.

B128246      Phoenix P.V. Associates L.P.  
B130287      v.  
                 Peter M. Barkhordar et al.

Merits:

Argued by Michael Pearce for appellant and by Donald R. Mckillop and Kendra J. Hall for respondents. Cause submitted.

B121136      Fabio Nor  
                 v.  
                 Joanne Humphrey Nor

Merits:

Argued by Gary J. Cohen for appellant and by Aaron M. Peck for respondent. Cause submitted.

B132040      Wanda C.  
                 v.  
                 S.C.L.A.  
                 (Department of Children and Family Services, r.p.i.)

Merits:

Argued by petitioner Wanda C., in propria persona, and no appearance by real party in interest. Cause submitted.

DIVISION FIVE (Continued)

B092772     Robert S. Stone  
               v.  
               Edmond R. Davis et al.

Merits:

Argued by Jay M. Coggan for appellant and by Thomas M. Peterson for respondents. Cause submitted.

B124714     Grant M. Lawseth  
               v.  
               Arthur Starz et al.

Merits:

Argued by Thomas M. Banks for appellant and by respondents Arthur Starz and Kathleen Kenny, in propria persona. Cause submitted.

Court recessed.

The Court reconvened at 11:20 a.m.

Present: Grignon, Acting P.J., Armstrong, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy Clerk.

B127577     People  
               v.  
               Assaf Oiknine

Merits:

Argued by William Woods, deputy district attorney, for appellant and by William Kopeny for respondent. Cause submitted.

DIVISION FIVE (Continued)

B126179      Sara Sandel  
                  v.  
                  Alexander Sandel

Merits:

Argued by Robin Meadow for appellant and by Sorrell Trope for respondent. Cause submitted.

Court recessed.

The Court reconvened at 1:00 p.m.

Present: Grignon, Acting P.J., Armstrong, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B123534 People v. Fernando Castro  
B129860/B131817 D.C.F.S. v. Cynthia K.  
B133002 Jan H. v. S.C.L.A. (D.C.F.S., r.p.i.)

Argument waived, cause submitted.

B118959      Terrence J. Mix  
                  v.  
                  Plaza Redondo, Ltd.

Merits:

Argued by Julie S. Hernandez for appellant and by James H. Sloey for respondent. Cause submitted.

B122810      Honorine Flanagan  
                  v.  
                  J. Michael Flanagan

Merits:

Argued by Jerry K. Staub for appellant and by A. Kristine Floyd for respondent. Cause submitted.

DIVISION FIVE (Continued)

B123118     Renee L. Campbell  
              v.  
              Kane, Ballmer & Berkman

Merits:  
Argued by Edi M. O. Faal for appellant and by W. Joseph Strapp for respondent. Cause submitted.

B116478     Thavee Thienmanee  
              v.  
              Nissan Motor Corporation

Merits:  
Argued by Leslie G. Landau for appellant and by Garo Mardirossian for respondent. Cause submitted.

B125497     Sanford Small et al.  
              v.  
              Norman Brill et al.

Merits:  
Argued by Richard I. Arshonsky for appellants and by George Aaron Shohet for respondents. Cause submitted.

Court adjourned.

B122560     April Shackelford                    (Not for Publication)  
              v.  
              Ray O. Shackelford

The judgment is affirmed. Respondent to recover costs.

Armstrong, J.

We concur:    Turner, P.J.  
                  Godoy Perez, J.



DIVISION FIVE (Continued)

B119286 Elizabeth Mack et al. (Not for Publication)

v.

Frances Moore

Barbara Messina

The judgment is affirmed. Respondents to recover costs.

Armstrong, J.

We concur: Turner, P.J.

Grignon, J.

B133002 Los Angeles County, D.C.F.S. (Not for Publication)

v.

Jan. H.

In re Joseph S. et al.

The petition is denied.

Armstrong, J.

We concur: Grignon, Acting P.J.

Godoy Perez, J.

B131887 David G. (Not for Publication)

v.

Superior Court, Los Angeles County

(D.C.F.S., r.p.i.)

The petition is dismissed.

Armstrong, J.

We concur: Turner, P.J.

Grignon, J.

## DIVISION FIVE (Continued)

[illegible]

The judgment is modified to impose a parole revocation fine of \$200, suspended, pursuant to section 1202.45. The judgment is affirmed in all other respects.

Armstrong, J.

We concur:   Turner, P.J.  
                      Grignon, J.

DIVISION SIX

B126824      **Phinney**      **(Not for Publication)**  
v.  
**Los Robles Regional Medical Center, Inc.**

The judgment is reversed and the matter is remanded to the trial court for further proceedings consistent with this opinion. Each party is to bear its own costs.

Matz, J. (Assigned)

We concur:    Gilbert, Acting P.J.  
                     Coffee, J.

## DIVISION SIX (Continued)

B128104 People (Not for Publication)  
v.  
Moreno

The clerk of the superior court is ordered to prepare an amended abstract of judgment and forward it to the Department of Corrections. The amended abstract shall reflect (1) a \$10,000 restitution fine under section 1202.4, subdivision (b); and (2) a \$10,000 fine under section 1202.45, to be stayed pending appellant's successful completion of parole. The judgment is otherwise affirmed.

Coffee, J.

We concur:   Gilbert, Acting P.J.  
                      Yegan, J.

## DIVISION SEVEN

B116869      Reichman  
v.  
Chandler

Filed order denying petition for rehearing.